

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
VICTORIA DIVISION

COURTNEY R. MORGAN §  
§  
V. § CIVIL ACTION NO. V-12-031  
§  
BANK OF AMERICA, N.A. §  
and FEDERAL HOME LOAN §  
MORTGAGE CORPORATION §

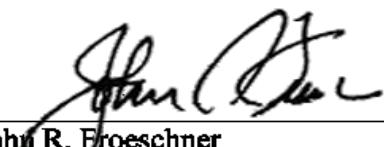
**ORDER**

Before the Court is the “Defendant’s Motion to Dismiss the First Amended Original Complaint” of Plaintiff, Courtney R. Morgan. Having reviewed the parties’ relevant submissions and having learned, at a Hearing on July 30, 2014, that no discovery has been done, the Court has serious doubts as to the wisdom of possibly terminating this case before all relevant discovery has been completed. Cf. Anderson v. Liberty Lobby, Inc., 477 U.S. 242, 255 (1986) (District Court has discretion to deny summary judgment where there is reason to believe the better course is to proceed to a full trial.)

It is, therefore, **ORDERED** that the “Motion to Dismiss” (Instrument no. 28) of Defendants, Bank of America, N.A. and Federal Home Loan Mortgage Corporation, is **DENIED**.

The Defendants, of course, are free to file a Motion for Summary Judgment at any time they deem to be appropriate after adequate discovery.

**DONE** at Galveston, Texas, this 4th day of August, 2014.

  
John R. Froeschner  
United States Magistrate Judge